

University of San Diego

Digital USD

---

School of Law Course Catalogs

University of San Diego Course Catalogs

---

1971

## Bulletin of the University of San Diego School of Law 1971-1972

University of San Diego. School of Law

Follow this and additional works at: <https://digital.sandiego.edu/coursecatalogs-law>

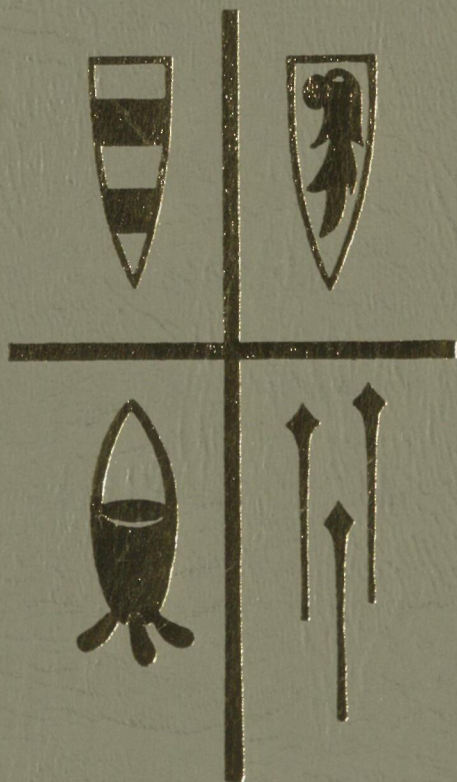
---

### Digital USD Citation

University of San Diego. School of Law, "Bulletin of the University of San Diego School of Law 1971-1972" (1971). *School of Law Course Catalogs*. 18.

<https://digital.sandiego.edu/coursecatalogs-law/18>

This Catalog is brought to you for free and open access by the University of San Diego Course Catalogs at Digital USD. It has been accepted for inclusion in School of Law Course Catalogs by an authorized administrator of Digital USD. For more information, please contact [digital@sandiego.edu](mailto:digital@sandiego.edu).



BULLETIN  
SCHOOL OF LAW  
University of San Diego  
1971-1972



FACADE OF SCHOOL OF LAW



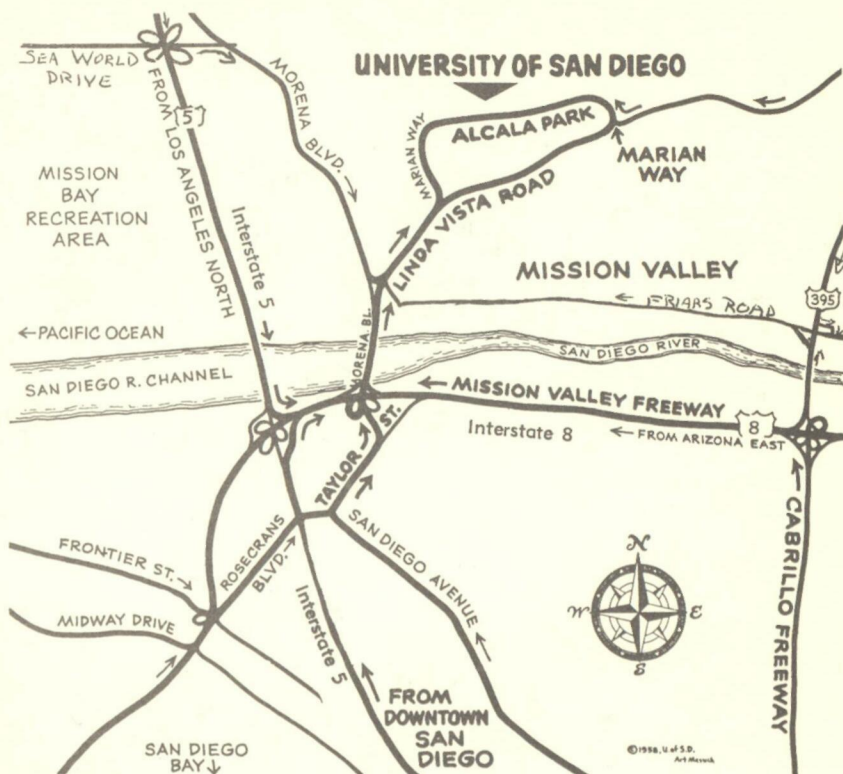


AERIAL VIEW OF EASTERN PORTION OF UNIVERSITY OF SAN DIEGO CAMPUS





SUPREME COURT JUSTICE CLARK ADDRESSING GRADUATES



The map above shows the location of the University of San Diego School of Law, Alcala Park, in relation to the several freeways and other boulevards leading from downtown San Diego on the South, the Mission Valley freeway (Interstate 8) from the East and Pacific Coast Highway (Interstate 5) from the North. The easy approach to Alcala Park is Marian Way from Linda Vista Road.

# TABLE OF CONTENTS

ACADEMIC CALENDAR .....	6
FACULTY OF THE SCHOOL OF LAW.....	7 & 8
GENERAL INFORMATION	
History, Location, and Facilities.....	9
Purpose .....	9
Accreditation .....	10
Programs — Day and Evening .....	10
ADMISSION	
Entrance Requirements .....	10 & 11
Advanced Standing .....	11
Application Procedure .....	11 & 12
REGULATIONS AND ACADEMIC REQUIREMENTS	
Registration .....	12
Registration with State Bar.....	12
Attendance .....	12
Method of Instruction .....	12
Examinations .....	12 & 13
Grading and Academic Standards.....	13
Resignation or Withdrawal from Courses .....	13
Degree Requirements .....	13
Reservation of Right to Modify.....	13
Dismissal for Improper Conduct.....	13
FINANCIAL	
Tuition and Fees .....	14
Books .....	14
Scholarships .....	14 & 15
Loans .....	15 & 16
Honors, Prizes and Awards.....	16 & 17
STUDENT ACTIVITIES	
Student Bar Association .....	17
The San Diego Law Review.....	17 & 18
The Woolsack .....	18
Defenders Assistance Project and Legal Aid Society.....	18
Law Students Civil Rights Research Council.....	18
International Law Society .....	18
Appellate Moot Court Programs.....	18 & 19
Fraternities .....	19 & 20
Law Wives Club .....	20
STUDENT FACILITIES	
Living Accommodations .....	20
Dining Facilities .....	20
Athletics .....	20
Parking and Transportation .....	20
Placement .....	20
CURRICULUM	
General .....	20
Residence Requirement .....	21
Day Division .....	21
Evening Division .....	21
Description of Courses .....	22 & 23
Electives .....	23-26
COLLEGES AND UNIVERSITIES REPRESENTED .....	27 & 28



# UNIVERSITY OF SAN DIEGO SCHOOL OF LAW

Alcala Park

San Diego, California 92110

## THE ACADEMIC CALENDAR

Dean's Office  
(714) 295-1234

Records & Admissions Office  
(714) 298-6114

### SEPTEMBER

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

1971-1972

September 7—Tuesday.....Registration, Fall Semester  
First Year Students

September 8—Wednesday .....Registration,  
Upperclassmen and Orientation  
for First Year Students

### FEBRUARY

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29			

### OCTOBER

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

September 9—Thursday .....Fall Semester  
classes begin

November 24—Wednesday.....Last day of classes prior  
to Thanksgiving holiday

November 29—Monday .....Classes resume

### MARCH

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

### NOVEMBER

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

December 22—Wednesday.....Last day of classes prior  
to Christmas recess and  
end of fall semester classes

January 6-15.....First Semester Final Examinations

January 17—Monday.....Registration, Spring Semester

### APRIL

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

### DECEMBER

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

January 18—Tuesday...Spring Semester classes begin

March 24—Friday.....Last day of classes prior  
to Easter recess

April 3—Monday.....Classes resume

May 5—Friday.....Last Classes of Spring Semester

### MAY

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

### JANUARY

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

May 6-14 .....Study Period

May 15-26 .....Final Examinations

May 27—Saturday .....Commencement

### JUNE

S	M	T	W	T	F	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

# FACULTY OF THE SCHOOL OF LAW

## ADMINISTRATION

Most Reverend Leo Thomas Maher, D.D.	Chancellor
Reverend Monsignor John E. Baer, M.A., S.T.D.	President
Joseph A. Sinclitico, Jr., A.B., J.D.*	Dean
Joseph S. Brock, A.B., J.D.	Acting Dean
Doris Y. Alspaugh, B.A., J.D., LL.M.	Asst. Dean
Herbert I. Lazerow, A.B., J.D., LL.M.	Asst. Dean
Reverend Alfred F. Geimer, A.B., M.S. in L.S.	Library Director
Joseph S. Ciesielski, A.B., M.S. in L.S., J.D.	Librarian

## TEACHING STAFF

Lawrence A. Alexander	Assistant Professor of Law
B.A. Williams College, LL.B. Yale	
Doris Y. Alspaugh	Professor of Law
B.A. Univ. of Missouri, J.D. Univ. of Missouri, LL.M. New York Univ.	
Darrell D. Bratton	Associate Professor of Law
B.A. Butler Univ., J.D. Duke Univ.	
Joseph S. Brock	Professor of Law
A.B. College of St. Thomas, J.D. Stanford Univ.	
Joseph J. Darby	Professor of Law
B.S. Georgetown Univ., M.A. and Ph.D. Columbia Univ., J.D. Fordham Univ., Dr. iur. Univ. of Cologne, Germany	
Michael H. Dessent	Assistant Professor of Law
B.S. Northwestern Univ., J.D. Northwestern Univ.	
Alan C. Douglas	Adjunct Professor of Law
B.A. Stanford Univ., LL.B. Stanford Univ.	
William E. Dysart	Adjunct Professor of Law
B.A. Stanford Univ., J.D. Univ. of San Diego	
Frank A. Engfelt	Professor of Law
A.A. Univ. of California, LL.B. Univ. of Utah, LL.M. Georgetown Univ.	
A. Bruce Ferguson	Adjunct Professor of Law
B.S. San Diego State College, J.D. Univ. of San Diego	
C. Hugh Friedman	Adjunct Professor of Law
A.B. Yale Univ., J.D. Stanford Univ.	
Leo Gelfand	Adjunct Professor of Law
B.A. Northwestern Univ., M.D. Northwestern Univ., J.D. Loyola Univ.	
Leo D. Hermle	Adjunct Professor of Law
B.A. Univ. of California, J.D. Univ. of California, LL.D. Univ. of San Diego	
George W. Hickman, Jr.	Professor of Law
B.S. U. S. Military Academy, LL.B. Harvard	
Thomas J. Holton	Visiting Professor
A.B. Mt. St. Mary's, LL.B. Stanford, LL.M. N.Y.U., J.S.D. Yale	
Herbert Katz	Adjunct Professor of Law
B.A. San Diego State College, J.D. Univ. of San Diego	
Richard S. Kelley	Professor of Law
A.B. Univ. of Michigan, LL.B. Univ. of Michigan, LL.M. Univ. of Calif.	
Dwan V. Kerig	Professor of Law
M.A. Fletcher School of Law and Diplomacy, LL.B. Univ. of Texas	
Herbert I. Lazerow	Professor of Law
A.B. Univ. of Pennsylvania, J.D. Harvard, LL.M. George Washington Univ.	

\*On Sabbatical Leave — 1970-71

Stanley W. Legro	Adjunct Professor of Law
B.S. U. S. Naval Academy, J.D. Harvard	
Charles A. Lynch	Adjunct Professor of Law
B.A. San Francisco State College, J.D. Univ. of San Diego	
Philip P. Martin, Jr.	Adjunct Professor of Law
B.S. Notre Dame Univ., LL.B. Marquette Univ.	
Ronald H. Maudsley	Visiting Professor
LL.B. Birmingham, England, B.C.L., M.A. Oxford, S.J.D. Harvard	
Josiah L. Neeper	Adjunct Professor of Law
B.A. San Diego State College, LL.B. Univ. of Calif. at Los Angeles	
William J. O'Connell	Adjunct Professor of Law
B.S. Marquette Univ., LL.B. Univ. of Iowa	
Edward J. Philbin	Associate Professor of Law
B.S. San Diego State College, J.D. Univ. of San Diego	
Richard D. Prochazka	Adjunct Professor of Law
B.S. St. Joseph's College, J.D. Univ. of San Diego	
Eugene E. Reynolds, Jr. **	Professor of Law
B.S. Univ. of Calif., LL.B. Univ. of Calif.	
John L. Roche	Associate Professor of Law
A.B. San Diego State College, J.D. Univ. of San Diego	
John E. H. Sherry	Associate Professor of Law
A.B. Yale College, LL.B. Columbia Univ., LL.M. New York Univ.	
Joseph A. Sinclitico, Jr.	Professor of Law
A.B. Holy Cross College, J.D. Harvard Univ.	
J. Stacey Sullivan	Adjunct Professor of Law
B.S. Columbia Univ., J.D. Northwestern Univ.	
Sarah Ann Velman	Professor of Law
B.B.A. Univ. of Michigan, M.A. Ohio State Univ., J.D. Ohio State Univ.	
William L. Velman	Professor of Law
A.B. State Univ. of Iowa, J.D. State Univ. of Iowa, LL.M. Univ. of Michigan	
Jerry J. Williams	Adjunct Professor of Law
B.A. Univ. of California, LL.B. Univ. of Calif. at Los Angeles	
Stanley Earl Willis, II	Adjunct Professor of Law
B.A. Stanford Univ., M.D. C.M. McGill Univ., F.A.P.A. Am. Bd. of Psychiatry and Neurology, J.D. Univ. of San Diego	
John M. Winters	Professor of Law
B.S. Creighton Univ., LL.B. Creighton Univ., S.J.D. Univ. of Michigan	
A. Kendall Wood	Adjunct Professor of Law
B.A. San Diego State College, J.D. Univ. of San Diego	

\*\*On Leave of Absence

## MOOT COURT STAFF

William O. Ward, III	Director and Adjunct Professor of Law
A.B. Yale College, LL.B. Univ. of Michigan	
Gerald L. McMahon	Assistant Director and Lecturer
B.S. Univ. of Southern California, J.D. Univ. of San Diego	
Arvin H. Brown, Jr.	Lecturer
A.B. Stanford Univ., J.D. Univ. of Southern California	
Robert O. Curran	Lecturer
B.A. Univ. of California, LL.B. Univ. of Michigan	
Thomas E. Sharkey	Lecturer
B.S. San Diego State College, J.D. Univ. of San Diego	
Sidney Stutz	Lecturer
A.B. Univ. of Illinois, LL.B. Harvard Univ.	



# GENERAL INFORMATION

## HISTORY, LOCATION, AND FACILITIES

The University is a privately endowed, non-profit institution, operated by the Roman Catholic Diocese of San Diego, chartered by the State of California (1949), and invested with full power to confer degrees. Men and women of all faiths and races are welcome.

The University of San Diego is located high on a hill, commanding a view of San Diego Bay, Mission Bay, the Pacific Ocean, and the city of San Diego; a city rich in the history of early California. Many of the buildings of the first Spanish settlement are standing today in what is called "Old Town", within sight of the 221-acre campus.

The city of San Diego is a rapidly expanding metropolitan area, abundant with varied cultural and recreational facilities, all in ideal proximity to the school. Minutes away are Mexico, magnificent beaches, and Balboa Park's 1400 wooded acres which provide the setting for legitimate theatre, light opera, symphonies, Shakespearean theatre, museums, art galleries, and the world-famous San Diego Zoo. The San Diego Ballet Co., The San Diego Symphony, The San Diego Starlight Opera, and numerous little theatre groups provide year-round entertainment. In addition, the city has sixty golf courses, maintains a professional football team, with new stadium facilities accommodating 50,000 fans; a professional hockey team as well as professional baseball and basketball teams. Its mild climate permits water skiing, sailing, skin diving, and surfing throughout the year. Winter sports can be found just sixty miles east of the city.

The School of Law, established in 1954, occupies the entire facilities of More Hall, a spacious and functional three-story building of graceful Spanish Renaissance architecture. In addition to the classrooms, administrative and faculty offices, More Hall houses the library, a student lounge, student activities offices, faculty lounge, faculty library.

The law library, containing 24,000 square feet, occupies the third floor. The library contains over 46,000 volumes, including the reports of all state and federal courts. The library has been designated a Federal and State Depository.

## PURPOSE

The primary purpose of the School of Law is to provide qualified men and women with a sound legal education by emphasizing the following:

### 1. Lawyer's Skills

Prospective lawyers must be taught the skills of their profession. Through the use of the "case method" modified when desirable, students are taught to analyze and synthesize principles of law, and to apply them to given factual situations.

The School of Law also attempts to expose the student to practice problems bearing in mind, however, that the primary purpose of the law school is to train lawyers and not technicians. Skills of the practitioner can only be acquired fully by actual experience. Nevertheless, through such courses as Trial Technique, and Legal Research and Writing, and by working with the Legal Aid Society and the Defenders Assistance Project, the student is exposed to practice problems.

### 2. Philosophy of Law

In recent years it has become increasingly evident that lawyers, who make up the bulk of our legislators and, of course, all of our judiciary, should have a foundation in the philosophy of law. That is to say, they should not only know what the law is, but what is law. The School of Law, therefore, places great emphasis on the jurisprudential aspects of law, and, as a unit of a Catholic university, recognizing the objective moral order, is dedicated to awakening in the student an appreciation of the natural law.

### 3. Professional Responsibility

The law school, recognizing its duty to inculcate high standards of professional responsibility, has instituted a required course in this field. The school operates on the honor system. By this practice it attempts to stimulate, early in the student's career, an awareness that the lawyer is a person to be trusted, and to develop the habit of

trustworthiness. An effort is also made to make the prospective lawyer realize that professional responsibility is not limited to observance of the Canons, but that as a future leader in an ever more complex society he is expected to serve that society in all aspects of civic and governmental affairs.

#### 4. Legal Research

In-depth research in various areas of the law is an integral part of law teaching. With the inauguration during the 1968-69 year of an intensive program of research by our law students themselves, the students will enter fully into the research function. This research often leads to the publication of articles in the various law reviews that become the basis for court decisions in many areas of the law.

#### 5. Community Service

The law school must be the center of community endeavor. It identifies areas of public concern and importance, and leads the legal profession and the public as an active agent toward review and reform of the legal structure of society. Conferences on various subjects, such as Labor Arbitration and Law of the Poor, are held at the law school. Students and faculty participate in experimental programs designed to improve the quality of the society, such as the defender program. In the process, the student's education is greatly enhanced.

### ACCREDITATION

The School of Law is fully accredited by the following:

1. State of California
2. State of New York
3. American Bar Association
4. Association of American Law Schools
5. State of Texas

## PROGRAM — DAY AND EVENING

There are two programs: admission and academic requirements including residence, are exactly the same for either program.

#### Full-Time:

This program is designed for the student who is able to devote his entire time to the study of law. A student who pursues this program cannot engage in full-time employment and will be discouraged from accepting even part-time employment.

This program requires three full academic years in residence or its equivalent.

Classes are usually scheduled Monday through Friday.

#### Part-Time:

The part-time program usually requires approximately four years for completion. It is normally taken in the evening by students who are employed and who cannot attend day classes.

Students enrolling in this program must register for 10 units in each semester of the first year, and thereafter must register for at least 8 semester units and no more than 10 semester units per semester.

#### Summer Session:

Several courses are usually offered, normally in the evening.

## ADMISSION

### ENTRANCE REQUIREMENTS

The School of Law does not require any specific pre-legal course of study, although it recommends the conceptual and analytical type of courses, e.g., mathematics, philosophy, logic, statistics, etc. Courses in English Composition and Speech, which develop the power of effective expression, are also strongly recommended.



A Bachelor's Degree from an accredited college or university is required for admission. In addition, to be admitted a candidate must have achieved a satisfactory score on the Law School Admission Test and provide proof of good moral character.

Beginning law students will be admitted only in the Fall Semester.

Applicants who have failed or who are not in good standing at another accredited law school are *not* eligible for admission to this school.

## ADVANCED STANDING

Applicants who have completed work in another law school which is accredited by the American Bar Association and which has equivalent entrance requirements may be admitted at the discretion of the Dean to advanced standing. Work completed will be evaluated and credited toward graduation requirements as determined by the Dean.

Seldom will transfer credit be given in excess of thirty semester hours. The school cannot guarantee that a transfer student will not experience difficulty in adjusting his program so as to allow him to fulfill the degree requirements within the usual time.

## APPLICATION PROCEDURE

### 1. Submission of Application

An applicant for admission should file his application on the official form which may be obtained from the Records and Admissions Office, University of San Diego School of Law, Alcala Park, San Diego, California 92110.

### 2. Fee

A \$10.00 non-refundable fee must accompany the application.

### 3. Transcripts

In addition to the completed application form, the applicant must request each college, university or law school previously attended to send directly to the Records and Admissions Office an official transcript of all work completed or attempted. The applicant who has not completed his undergraduate degree requirements, but who submits his application prior to the date of registration, may apply and be approved for admission on the basis of his then completed work, subject to furnishing a complete transcript and proof of degree prior to registration.

### 4. Letters of Recommendation

The applicant should request that two persons provide a letter of recommendation as to character and general fitness to study law. These letters should be addressed directly to the Records and Admissions Office, University of San Diego School of Law, Alcala Park, San Diego, California 92110.

### 5. Law School Admission Test

All applicants for admission are required to take the Law School Admission Test which is given nationally five times a year at various test centers throughout the United States, including San Diego. The applicant may take the test at any of the test locations. The test application form must be received by the Educational Testing Service at least three weeks prior to the date on which the applicant desires to take the test. The test is given in October, December, February, April and July of each year but time and date are subject to change.

Law School Admission Test application forms and information may be obtained at the Records and Admissions Office of the School of Law, or from the Testing Service. The applicant should request the Testing Service to send the test results directly to the University of San Diego, School of Law. The address of the Testing Service is:

Law School Admission Test  
Educational Testing Service  
Box 944  
Princeton, New Jersey 08540

An applicant who in good faith decides to apply after the test is last given, but before registration, may be admitted on condition that he takes the test in October, provided his undergraduate work is of such caliber that the Committee on Admissions feels reasonably certain that he will attain a minimum required score.



## 6. Deposit

Within two weeks of receipt of notice of acceptance, an applicant must provide a \$100.00 cash deposit which is non-refundable but which will be applied toward tuition payment on registration.

*All transcripts and other documents submitted become the property of the University of San Diego School of Law and will not be returned.*

# REGULATIONS AND ACADEMIC REQUIREMENTS

## REGISTRATION

Registration must be completed in person at the beginning of each semester. The date is listed in the calendar of this bulletin. Pre-registration will be allowed only on approval of the Dean.

Late registration will result in an additional fee of \$10.00.

## REGISTRATION WITH STATE BAR

Students are responsible for acquainting themselves with the Bar regulations for admission to practice of the State in which they intend to practice.

California, as well as a number of other states, requires a student to register with the Committee of Examiners of the State Bar at the time the student begins his study of law.

Candidates for admission to the Bar of the State of California must register with the Committee of Examiners for the California Bar not later than three months after beginning the study of law. Forms for this registration may be obtained from the Committee of Bar Examiners of the State of California at either the Los Angeles Office, 1541 Wilshire Blvd., Suite 418, Los Angeles, California 90017, or at the San Francisco Office, 540 Van Ness Avenue, San Francisco, California 94102, or from the Records and Admissions Office of the School of Law. No student will be certified to the State Bar unless he has completed all the degree requirements.

## ATTENDANCE

Students are expected to attend all of their scheduled classes. If a student has unexcused absences in excess of 20% of the total class hours of a course during a semester he will be dismissed from the course and will receive no grade for the course. A student who is absent in excess of 20% of the total class hours of a course during a semester may, nevertheless, at the discretion of the administration continue in such course if some of his absences have been officially excused and if his unexcused absences do not exceed 20%.

## METHOD OF INSTRUCTION

Instruction is primarily by the case method. This involves pre-class briefing of actual court cases, followed by class discussion and analysis with evaluation of the legal principles which they illustrate.

A broader range of methodology in instruction is found in the upper division courses. There is an emphasis on seminar courses. One of the student's principal goals is the completion of a paper. The paper serves as a vehicle for permitting the student, under supervision, to accomplish a significant piece of research and writing. The choice of subject matter is very wide, and the student can usually pursue in depth a subject of personal interest. Seminar meetings are usually informal, and the students themselves are often largely responsible for their content. Many seminar sessions are devoted to discussion of papers prepared by the members of the seminar. In order to insure informality and individual attention, the seminars are usually limited to groups of less than 15.

## EXAMINATIONS

A practice examination is given in the middle of the first semester of the first year. Written examinations are normally given at the end of each semester in all subjects. The grade in the course will be based largely on the semester examination. The instructor's ultimate grade for the course may be affected by classroom participation.

Unless special permission is given by the Dean, the student is required to take the examination when scheduled. Failure to do so will result in a failing grade.

Examinations are given under the honor system.

## RULES OF GRADING AND ACADEMIC STANDARDS

1. Numerical grades are given in all courses\* on a scale of 100 as follows:

86-100	Excellent
78- 85	Good
70- 77	Satisfactory
60- 69	Unsatisfactory, but passing
0- 59	Failure

2. Students must maintain a weighted cumulative average of 70, except that a first year student who has a weighted average of no less than 65 in his first semester will be permitted to continue in school provided he has a weighted cumulative average of 70 at the end of the first year and thereafter.

3. A student who fails a required course must take the next regular examination given in that course until he receives a passing grade. No special re-examination will be given. A student who fails an elective course in his last year, by obtaining approval of the faculty, may take a special re-examination in that course.

4. A student who fails an elective course may take the next regular examination given in that course until he receives a passing grade. No special re-examination will be given. A student who fails an elective course in his last year by obtaining approval of the faculty, may take a special re-examination in that course.

5. For purposes of computing the cumulative weighted average, in a course in which a student takes a re-examination, the grade which was originally received will be used. If a passing grade is subsequently made in any course which the student failed, a notation of this fact will be made on the student's record.

6. Any student who fails the first semester of a two-semester course has failed "a course" and, therefore, must take a re-examination as prescribed in Rules 3, 4 and 5.

## RESIGNATION OR WITHDRAWAL FROM COURSES

Permission to withdraw in any given course is an administrative matter to be determined by the Dean.

No student will be permitted to withdraw "passing" any later than two weeks prior to the last day of class for any semester. Anyone wishing to withdraw thereafter will presumably withdraw "failing". All requests for withdrawals from a given course should be submitted to the Dean in writing no later than one week prior to the effective date of request of withdrawal.

## DEGREE REQUIREMENTS

Upon recommendation of the Dean and the faculty the degree of Juris Doctor (J.D.) will be conferred upon students who have successfully completed at least 85 semester units of work, including all the required courses.

## RESERVATION OF RIGHT TO MODIFY

The School of Law reserves the right to change any of the requirements and regulations of the School at any time without prior notice. The information in this bulletin is not to be regarded as creating a binding contract between the student and the school.

## DISMISSAL FOR IMPROPER CONDUCT

The University reserves the right to dismiss a student for improper conduct.

\*Except Legal Bibliography, Trial Techniques and Defenders Assistance Project where the grade given is pass or fail.



## FINANCIAL

### TUITION AND FEES

Application Fee .....	\$10.00
(This fee must accompany application for admission and is not refundable as it covers cost of evaluation of credentials.)	

\*Tuition:

1. Full-Time (11-15 semester units) .....	\$800.00 per semester
2. Part-Time (10 semester units or less) .....	\$550.00 per semester
3. Deposit .....	\$100.00 first year

(This is a non-refundable partial deposit of tuition upon acceptance as a first year student)

4. Single Courses .....	\$60.00 per semester hour
Late Registration Fee .....	\$10.00
Student Bar Association Fee .....	\$10.00
Special Re-examination Fee .....	\$15.00
Graduation Fee .....	\$25.00
Transcript Fee .....	\$ 1.00

(No charge for the first transcript)

\*In the event that a student withdraws voluntarily from a course or courses very early in the semester, the following refund will be made:

Withdrawal during the first week .....

(Less the \$100.00 deposit)

Withdrawal during the second week .....

Withdrawal during the third week .....

No refund will be made after the third week of school.

In the case of any student who withdraws because of military service or in other meritorious cases, the Dean, in his discretion, may refund all or part of the tuition regardless of the above regulations.

For the purpose of determining the amount of a refund, the Records and Admissions Office will compute it as of the date of receipt of written notice of withdrawal.

### BOOKS

The estimated cost of required textbooks and casebooks per year is \$150.00.

### SCHOLARSHIPS

#### Law School Tuitional Scholarships

The School of Law of the University of San Diego has established ten (10) scholarships, each providing for tuition and, in exceptional cases, a grant of room and board.

These scholarships are available to students beginning the study of law if they meet the following requirements:

1. A degree from an accredited college or university.
2. An outstanding academic college record (at least a "B" average).
3. A high score on the Law School Admission Test administered by the Princeton Testing Service (at least 600).

A scholarship, once granted, will continue for a succeeding year provided the student attained an average of 78 or better in the preceding year.

#### Procedure for Application:

1. The applicant should complete the standard application and follow the procedure for admission to the law school.
  2. In addition, the student must furnish two letters of recommendation from college instructors who are familiar with the quality of his undergraduate academic work.
- Applications must be received no later than May 1.

For additional information, the applicant should write to the Dean of the School of Law.



## **San Diego Federal Savings and Loan Scholarships**

Through the generosity of the donor, an annual semester tuitional scholarship is awarded to every student who, in the opinion of a committee of the faculty, has achieved in the first semester of the current academic year the greatest improvement over the previous year's study.

## **Copley Press Scholarship**

A scholarship of \$750.00 is awarded annually to the student deemed most deserving.

## **Chancellor's Yearly Class Scholarships**

A full year's tuitional scholarship is granted annually to every student who achieved the highest scholastic average in his class for the prior academic year.

## **Mary Kahle Memorial Award Scholarship**

The Lawyers' Wives of Santa Clara County have established the Mary Kahle Memorial Award Scholarship in the amount of \$1,000.00. To be eligible, the student must have completed one year of law school, show financial need and live or have lived in Santa Clara County.

## **John Lewis King Memorial Scholarship**

The San Bernardino County Bar Association has established an annual scholarship as a memorial to John Lewis King. The scholarship is open to students of the law school who are residents of San Bernardino County. The scholarship yields \$1,000.00 a year.

## **University of San Diego School of Law Minority Group Scholarships**

The School of Law of the University of San Diego has established six (6) full tuitional scholarships, including books, available to students of minority groups. Three are available for Day Division students and three for Evening Division students. In order to qualify for this scholarship, the applicant must meet minimum standards for admission and establish financial need.

## **Law Review Scholarship**

The School of Law recognizes the great contribution made by those who supervise and assist in the publication of the Law Review; therefore, each year the law school awards a tuitional scholarship to each of the editors of the Law Review.

## **Moot Court Board Scholarships**

The law school provides annual tuitional scholarships to the members of the Moot Court Board.

## **Phi Alpha Delta Scholarship**

Phi Alpha Delta Law Fraternity makes fifteen five hundred dollar (\$500.00) scholarships available nationally each year. Students who have completed two years (of day or three years of evening) law school and who are members of the fraternity may be eligible for such a scholarship. Applications and detailed information can be received from the Faculty Advisor or the Chapter Justice.

## **Woolsack Scholarship**

The law school provides out of its operating funds an annual tuitional scholarship for the Editor-in-Chief of the *Woolsack* and a half tuitional scholarship each for the Associate Editor and the Assistant Editor.

## **Limitations**

A student may receive only one scholarship per year even if he qualifies for more than one.

## **LOANS**

There are several sources of loans available to law students who require financial assistance in order to pursue their study of law:

## **United Student Aid Fund**

The School of Law, as a co-contributor with the United Student Aid Fund

Foundation, has set up a revolving guarantee loan fund of \$150,000.00. In general students in good standing, including entering first year students, can obtain loans up to the amount of tuition. These loans are repayable in installments beginning one year after graduation. Under the Educational Assistance Act of 1965 the Government has provided for a subsidy of interest charges so as to make these loans similar to the National Defense Education Act loans.

Students who desire to apply for this type of loan may do so by completing and submitting an application furnished by the law school finance office.

#### Federally Insured Student Loan Program

Under the authority of the Higher Education Act, the Federal Government has instituted a program to enable students to borrow from participating lending institutions to help pay for their educational costs. A student may borrow up to \$1,500.00 per academic year under this program.

Students who desire to apply for this type of loan may do so by completing and submitting an application furnished by the law school finance office.

#### Dean's Loan Fund

A loan of \$2,700.00 to cover costs of tuition and books, disbursable \$900.00 annually, is available every three years to a deserving entering student. The loan bears no interest. A student receiving this loan is under a moral obligation only to repay it. This loan will be available again provided repayment has been received.

#### The Work-Study Program

The law school participates in the Work-Study Program which provides limited employment for eligible students while attending school.

## HONORS AND AWARDS

### HONORS

Those students who are in the upper 15% of the graduating seniors, based on the total cumulative average, will receive an honors degree suitably inscribed. Those in the top 5% will graduate *magna cum laude*, except that of this group that person with the highest cumulative average will receive a degree inscribed *summa cum laude*. The remaining 10% will graduate *cum laude*.

### AWARDS

#### Brundage, Williams & Zellman Award

Through the generosity of the law firm of Brundage, Williams & Zellman an annual award of \$250.00 will be given to the student who has excelled in scholarship in the field of Labor Law.

#### Miller and Evatt Award

The Miller and Evatt Award of \$250.00 is given yearly to the outstanding student in the field of Taxation.

#### George W. Hickman, Jr. Award

An annual cash award of \$75.00 is paid to an outstanding student in the field of Constitutional Law, in honor of George W. Hickman, Jr., Professor of Law, University of San Diego, from funds donated by the class of 1964, the faculty, and the alumni of the University of San Diego School of Law.

#### The American Board of Trial Advocates

The local chapter of the American Board of Trial Advocates has donated a trophy with replicas awarded annually to the winning team in the Trial Moot Court Competition. The purpose of this award is to stimulate interest and excellence in the art of advocacy.



### American Society of Composers, Authors and Publishers

A first prize of \$250.00 and second prize of \$100.00 are awarded to students in this law school whose papers are certified by the Dean as the two best essays on any phase of copyright law. These winning papers will then be considered by a district panel of judges for national awards of \$1,000.00, \$500.00 or \$250.00. National award papers and others meriting honorable mention, in the opinion of the panel, appear in an ASCAP copyright symposium published by Columbia University Press.

### Lawyers Co-operative Publishing Company

The joint publishers of American Jurisprudence, The Bancroft-Whitney Company and the Lawyers Co-operative Publishing Company, offer a prize consisting of a specially bound volume from American Jurisprudence to the top student in each course. Duplicate prizes are awarded in event of ties.

### American Law Book Company

Each year the American Law Book Company awards one selected title of Corpus Juris Secundum to the freshman, the sophomore, the junior and the senior law student who has made the most significant contribution toward over-all legal scholarship.

### West Publishing Company

Each year the West Publishing Company awards a selected title from the Hornbook Series to the freshman, the sophomore, the junior and the senior law student who achieves the highest scholastic average in his class.

### Prentice-Hall, Inc. Award

Each year Prentice-Hall, Inc. awards a copy of the *Federal Tax Guide* to the student in the Day Division and the student in the Evening Division showing outstanding achievement in the area of Tax law.

### Fraternity Awards

Phi Alpha Delta, Phi Delta Delta and Phi Delta Phi legal fraternities provide annual trophies to outstanding students in the senior class.

### The International Academy of Trial Lawyers Award

This award is presented annually in the form of a plaque to the senior law student who has distinguished himself in the field of trial advocacy.

### Grantt Richardson Award

An annual award of \$50.00 is given to the outstanding student of Juvenile Law.

## STUDENT ACTIVITIES

### STUDENT BAR ASSOCIATION

The Student Bar Association is an integrated bar. Membership is automatic for each student upon registration and payment of the required fee. The Association offers orientation assistance to first year students, establishing formal contact between freshmen and upperclassmen. It also sponsors numerous social events.

The officers of the Association act as liaison between the student body and the school administration. The officers are elected by vote of their respective classes.

The Association sponsors guest speakers who are active in all phases of the legal profession. The purpose of the Association is to work closely with the Bench and Bar and to afford students an opportunity to participate in extra-curricular activities which are designed to foster the moral, intellectual and social development of the future lawyer.

### THE SAN DIEGO LAW REVIEW

The School of Law publishes the San Diego Law Review. The responsibility for its preparation, content and publication is entirely in the hands of the Student Editorial Board, which is composed of seniors who were members of the Law Review in prior

years. Membership on the Law Review Board is an honor conferred as the result of high scholastic achievement plus scholarly writing and editing in preparation of the Law Review.

Participation in the Law Review affords the student an opportunity to do independent research in various areas of the law, and to have the resulting work published and circulated nationally.

### THE WOOLSACK

The students write, edit and publish the Law School newspaper, *The Woolsack*. In addition to reporting law school news, the publication provides articles of social and professional interest to the law students, to alumni and to the members of the legal profession in San Diego.

### DEFENDER'S ASSISTANCE PROJECT AND LEGAL AID SOCIETY

These programs give the student an outstanding opportunity to perform a service to the community and to become acquainted with the practical as well as the theoretical aspects of the law.

The students work with the director of these projects and members of the San Diego Bar Association in the preparation of cases of indigent clients. Students assist in interviewing clients, researching law, preparing complaints and briefs, and reviewing cases ready to go to trial. In addition, students are encouraged to accompany the attorneys into the courtroom during trial of the cases and they are given the opportunity to discuss with the attorneys all the phases of the case at its conclusion. The student is thus afforded the chance to apply his classroom training to the daily practice of the law. The programs in the school are under the direction of a faculty advisor. The programs are open to students recommended and approved by the faculty advisor. Scholastic credit is granted if the students meet the conditions prescribed.

### LAW STUDENTS CIVIL RIGHTS RESEARCH COUNCIL

It is clear that the legal profession has as part of its function the duty of serving the public. It must insure the availability of adequate legal services to all if equal justice is to be a reality. LSCRRRC was set up to fulfill several roles. It seeks to educate lawyers and law students about the legal problems of minority groups and the poor. It seeks to arouse and stimulate lawyers and law students, and persuade them that they must give their assistance so that all men will stand equal before the law.

LSCRRRC has performed its role through several programs: a Speakers Program, a Winter Research Program, Neighborhood Legal Assistance Projects and the Post-Graduate Internship Program. These programs are designed to provide overburdened lawyers with legal assistance and give the participating students a personal awareness of the conditions under which large segments of our population live, presumably because they are poor and/or members of minority groups, and to lead the students to develop deep personal and professional commitments on behalf of such persons.

### INTERNATIONAL LAW SOCIETY

The Society presents a forum through which students can acquaint themselves with the many facets of international law and contribute their own understanding to the establishment of effective rules of international law.

Each year the Society, through its membership in the Association of Student International Law Societies, cooperates with the Appellate Moot Court Board in sponsoring a team in the Phillip C. Jessup International Law Moot Court Competition.

Membership in the Society is open to all law students and faculty of the law school interested in the varied aspects of international law.

### APPELLATE MOOT COURT PROGRAMS

Because the law school believes that students should engage in legal research, preparation of briefs and oral argument to the greatest extent possible, students are encouraged to participate in several appellate moot court programs in addition to completing the required courses in Legal Bibliography and Legal Writing in their first year.



## **International Moot Court Program**

In the Spring of each year the Association of Student International Law Societies sponsors and holds the Phillip C. Jessup International Law Moot Court Competition. Generally and briefly described, the competition is open to all law schools each of which would furnish two to five man teams to research, brief and argue a hypothetical problem of contemporary relevance. The problem is in the area of public international law and is written by an international legal scholar. Each participating team first competes in a regional tournament, briefing and arguing both sides of the hypothetical problem; the winners of each region then proceed to Washington, D.C., for the semi-final and final rounds.

## **The National Moot Court Competition**

The Association of the Bar of the City of New York, Young Lawyers Committee, sponsors an annual Appellate Moot Court Competition on a regional and national basis. The two winners of the regional competition are invited to compete on a national basis in New York with Supreme Court Justices of the United States presiding.

## **California State Moot Court Competition**

Each year the State Barristers sponsor the California State Moot Court Competition. The competition is open to all California law schools with a school represented by a team of two or three who research, brief and argue a problem drafted by the State Barristers. The competition consists of elimination rounds culminating in a final match between the two best teams.

## **St. Thomas More Intramural Appellate Moot Court**

All second year students have an opportunity to participate in an Intramural Moot Court program in the first semester of their second year. Finalists appear before the Court of Appeal, Tenth Appellate District. The outstanding competitors in this program are chosen to represent the school in the National and International Appellate Moot Court Competition and also are appointed to an Appellate Moot Court Board which directs the program under the guidance of a faculty advisor.

## **Model United Nations**

Each year two law students represent the school at the Model United Nations International Court of Justice. Students prepare a brief and present an oral argument before a mock International Court of Justice.

## **FRATERNITIES**

There are four fraternities with chapters at this law school.

### **Delta Theta Phi**

Brandeis-Holmes Senate of Delta Theta Phi has recently been installed at the University of San Diego School of Law. Originally founded in 1900, this fraternity is one of the largest professional law fraternities in the nation and has active senates in almost all of the accredited law schools throughout the country.

### **Phi Alpha Delta**

Phi Alpha Delta is a national professional organization which seeks to instill in its members a profound respect for our American Judicial System and our legal profession. The Phi Alpha Delta Fraternity is represented by McCormick Chapter at the University of San Diego School of Law. It was established in 1961. Each year the fraternity awards a trophy for the outstanding graduating student.

### **Phi Delta Phi**

Phi Delta Phi Fraternity was founded on December 13, 1869, and was the first professional national fraternity in America to promote a higher standard of professional ethics and culture in this and other law schools and in the profession at large. Wigmore Inn was installed at the University of San Diego School of Law on May 11, 1962, and is named in honor of Professor John Henry Wigmore, a nationally renowned authority

in the field of Evidence. An annual trophy is presented to the student with the highest scholastic cumulative average.

### **Phi Delta Delta**

A chapter of this fine national women's legal professional association was established at the School of Law in 1965. All women students and alumnae are eligible to participate. An annual trophy is presented to the graduating student who has improved the most during his academic career.

### **LAW WIVES CLUB**

The Law Wives' Club is an active organization open to wives of students. Its primary purpose is to acquaint the students' wives with School of Law functions. The Club conducts many activities throughout the scholastic year for the benefit of its members, the students, and the school.

## **STUDENT FACILITIES**

### **LIVING ACCOMMODATIONS**

A variety and abundance of housing is available in the neighboring areas of the University at reasonable rates for both single or married students. Inquiries should be directed to the Records and Admissions office of the School of Law.

### **DINING FACILITIES**

A fairly elaborate, non-profit, student-managed and operated Snack Bar is open from 8:30 a.m. to 6:30 p.m. in the law school building Mondays through Fridays. Complete meals on a semester basis or by individual meals may be obtained at the College for Women Cafeteria. Other restaurant facilities are available near the campus.

### **ATHLETICS**

The University complex includes a beautiful gymnasium, heated olympic size pool, tennis and handball courts.

These facilities are available to law students.

### **PARKING AND TRANSPORTATION**

Ample student parking areas adjacent to the law school are available throughout the school year. City buses stop a very short distance from the law school.

### **PLACEMENT**

The School of Law maintains a placement service whereby graduates and undergraduates are afforded an opportunity to be contacted and considered by individual attorneys and law firms who have employment openings both of a permanent full-time or temporary part-time nature. Interested students and firms are invited to avail themselves of this service by supplying the Placement Office (291-6480) of the School of Law with pertinent information.

## **CURRICULUM**

### **GENERAL**

A student is required to complete 85 semester hours for graduation.

All first year students must take all first year required courses listed for the division in which they are enrolled. Thereafter, a full-time student must take a minimum of 11 semester hours. A full-time student will not be permitted to take more than 15 semester hours without the prior written approval of the Dean. A full-time student should devote substantially all of his time to the study of law.

After the first year, a part-time student must take at least 8 semester hours per semester. A part-time student may not take more than 10 semester hours in any one semester without the prior written approval of the Dean.

A student wishing to graduate in 3 years must take at least 11 units in each of the four semesters prior to graduation.



## RESIDENCE REQUIREMENT

Each student will be required to complete 90 residence units for graduation. Residence units are not to be considered synonymous with semester units. Residence units are computed as follows:

Full-time students—16 units per semester

Part-time students—12 units per semester

Summer courses—1½ units per semester hour completed

Transfer students—will receive residence credit in accordance with the rules applicable at the law school where he has earned transfer credits.

## DISTRIBUTION OF REQUIRED COURSES AND ELECTIVES

### DAY DIVISION

#### First Year:

Contracts .....	6
Torts .....	6
Property .....	6
Civil Procedure & Practice.....	6
Legal Bibliography .....	1
Legal Writing & Appellate Moot Court	1
Criminal Law & Criminal Procedure I .....	4

#### Second Year:

Constitutional Law .....	6
Corporations .....	4
Equity .....	3
Evidence .....	4
Federal Income Tax .....	3
Electives .....	1-10

#### Third Year:

Conflict of Laws.....	3
Jurisprudence .....	2
Prof. Responsibility .....	1
Trial Technique* .....	2
Electives .....	13-21

### EVENING DIVISION

#### First Year:

Contracts .....	6
Property .....	6
Torts .....	6
Legal Bibliography .....	1
Legal Writing & Appellate Moot Court	1

#### Second Year:

Civil Procedure & Practice.....	6
Criminal Law & Criminal Procedure I .....	4
Equity .....	3
Electives .....	7

#### Third Year:

Corporations .....	4
Constitutional Law .....	6
Evidence .....	4
Federal Income Tax.....	3
Electives .....	3

#### Fourth Year:

Conflict of Laws .....	3
Jurisprudence .....	2
Trial Technique* .....	2
Prof. Responsibility .....	1
Electives .....	8-12

Students are strongly urged to elect the course in Legal Accounting if they have not had a course in general accounting as part of their undergraduate education.

\*Students may substitute either Defenders Assistance Project or Poverty Law I for the Trial Techniques course requirement.

# DESCRIPTION OF REQUIRED COURSES

## CIVIL PROCEDURE AND PRACTICE

Procedural rules governing civil actions in state and federal courts are studied. Comparisons are made between the California Code Pleading system and the Federal Rules of Civil Procedure including venue and jurisdiction of trial and appellate courts. 6 units

## CONFLICT OF LAWS

This course considers the legal problems which arise when a private transaction has contacts in more than one state or nation. It considers the jurisdiction of a particular state or nation to resolve disputes and the appropriate law which should be applied. 3 units

## CONSTITUTIONAL LAW

The United States Constitution is studied with stress on the theory and practice of judicial interpretation and review; the separation of federal powers; the relation of the states to the federal government; specific governmental powers, in particular the tax, treaty, war and commercial powers, and the various limitations imposed on the exercise of governmental power, with emphasis on the due process, equal protection clauses and the bill of rights. 6 units

## CONTRACTS

The course involves the study of enforceable agreements, including the requirements for the formation of a contract, problems of interpretation, consideration and its equivalents, damages for breach, the statute of frauds, illegality, and the rights and liabilities of third parties which arise from the contract itself or from the assignment of contractual rights and/or the delegation of contractual duties. The course also deals with problems which arise during the performance stage of a contract such as the creation and failure of express and implied conditions, excuse through impossibility or frustration of purpose, and discharge. 6 units

## CORPORATIONS

Eighty percent of corporate practice is with small business. Accordingly, this course emphasizes the problems of close corporations, from the incorporation process to advising a going concern. The student will analyse contemporary problems under S.E.C. and California law, including duties of majority shareholders and insiders, mergers and acquisitions. A survey will be made of the traditional powers, duties and relationships of officers, directors and shareholders. 4 units

## CRIMINAL LAW AND CRIMINAL PROCEDURE I

The function of the criminal law, the elements of the major offenses at common law and under modern penal codes, the defenses to criminal liability and anticipatory offenses are studied. Criminal Procedure I is a study of pre-trial criminal procedure, i.e. the law of arrest, search and seizure, interrogation, identification, the exclusionary rule, initial appearance, counsel, bail, preliminary hearing, grand jury, formal accusations, prosecutorial discretion, discovery, pre-trial motions, plea bargaining and arraignment. 4 units

## EQUITY

The course deals with the development of equity as a body of jurisprudence both complementary and supplementary to the common law. Included are discussions and examination of the procedural and remedial devices and concepts traditionally peculiar to equity, treating specifically of injunctive relief, specific performance, mandatory relief and the overall concept of restitution. The course endeavors to bring the student to an understanding and appreciation of the continuing efforts of our courts to arrive at equitable decisions under all the facts and to enforce those decisions. 3 units

## EVIDENCE

The course is concerned with what facts, opinions, and things may be used in proof and, also, with how they may be used. Examination and cross-examination of witnesses, impeachment, the privileges of witnesses, the hearsay rule, documents, demonstrative evidence and relevancy are covered. Particular attention is given to the California Evidence Code. 4 units

## JURISPRUDENCE

This course is designed to acquaint the law student with legal philosophy. It is divided into three parts: (1) Historical Introduction to the Philosophy of Law; (2) The Nature and Functions of the Law; (3) The Sources and Techniques of the Law. Special regard is given to the general principles of Natural Law and to the function which positive law performs as a means to the achievement of the common good. 2 units

## LEGAL BIBLIOGRAPHY

An introduction will be given to the tools of law practice and the materials of legal research. The use of the law library, its reports, statutes and other secondary works of legal reference will be explained. Students will be given problems which are designed to give them an opportunity to learn by actually using library materials. 1 unit

## LEGAL WRITING AND APPELLATE MOOT COURT

Lectures and instruction in the preparation of an appellate brief will be given. Students will be given



a legal problem to research and prepare as an appellate brief. They will then orally argue the brief to a panel of judges. 1 unit

### **PROFESSIONAL RESPONSIBILITY**

A study of the history and organization of the legal profession is presented. Covered are the qualification, admission and discipline of lawyers. Emphasis is placed on the duties of lawyers to the courts, their clients and to the public. 1 unit

### **PROPERTY**

The course in Property acquaints the student with man's rights, privileges, duties and obligations of ownership of tangible and intangible property. The content includes simple and complex divisions of ownership of land and personal property. It includes transfer and succession between private persons and accepted and proposed solutions to conflicting claims stemming from man's inherent desire to protect and use his "property". 6 units

### **TAXATION I — BASIC FEDERAL INCOME**

The purpose of the course is to give students an understanding of the basic principles underlying the federal income tax including definitions and problems concerning gross income, exclusions, deductions, tax accounting and the taxable year, and gains and losses from the disposition of property. The course in Legal Accounting, or its equivalent, is recommended as a prerequisite to this course. 3 units

### **TORTS**

A tort occurs whenever a person wrongfully interferes with another's person, property or other legally protected interest in a manner prohibited by law rather than by any agreement. Thus, the course considers the scheme of compensation between private individuals for such wrongs as assault, battery, severe emotional distress, false imprisonment, interference with land or chattels, ultrahazardous activities, negligence, libel and slander, deceit, products liability and nuisance. 6 units

### **TRIAL TECHNIQUES**

This course is intended to give the student an indoctrination in the skills of the trial attorney, proper framing of questions, rulings on the evidence, trial tactics, the usual trial motions and motions after the jury's verdict. Following small workshop group instruction, the course culminates in a mock trial based upon a set of facts. 2 units

## **DESCRIPTION OF ELECTIVE COURSES**

### **ADMINISTRATION OF CRIMINAL JUSTICE**

This course is a pragmatic study of the criminal process from arrest to trial to sentence. It begins with arrest, search and seizure and interrogation, proceeds then to preliminary hearings, complaints, informations and indictments, bail, pre-trial motions and pleas, and concludes with the trial itself — impanelling the petit jury, conduct of counsel, mistrial, instructions, deliberations, verdict and sentence. 2 units

### **ADMINISTRATIVE LAW**

The course considers the rule-making and adjudicating powers of governmental agencies by administrative processes and judicial review of regulations and agency decisions including the scope of review and administrative action which is unreviewable. 3 units

### **ADMIRALTY LAW**

The course in Admiralty Law considers federal and state jurisdiction with respect to maritime affairs, admiralty courts, the functions of the Maritime Board, rights of maritime workers, liability for collision, the doctrine of general average, and special problems in connection with each of these areas. 3 units

### **AGENCY AND PARTNERSHIPS**

Many corporations begin as partnerships. This course emphasizes the problems of general and limited partnerships and their partners, including the formation process, agency principles, and their powers, limitations, responsibilities and relationships among themselves and with third parties. 2 units

### **BUSINESS PLANNING SEMINAR**

This seminar combines advanced work in Corporations and Federal Taxation in the context of business planning and counseling. The course will be based upon a series of problems involving common business transactions which present corporate and tax issues for analysis and resolution. The problems will cover such topics as the formation of corporations, both closely held and publicly owned, stock redemption, the sale and purchase of businesses, mergers and other forms of acquisition, and recapitalization, division, and dissolution of corporations. A research paper is required. Enrollment is limited to 15. Prerequisites: Corporations and Taxation I. 3 units

### **COMMUNITY PROPERTY**

This course analyzes the community property system in the state of California as a result of both statute and judicial construction. Specific topics include concept, definition, and classification of separate and community assets; control and management problems; liability problems; and the distribution of property on dissolution of the community. 2 units

## **COMPARATIVE CONSTITUTIONAL LAW**

This course, which is conducted as a seminar, offers the participant an opportunity to carry out serious and meaningful research on a topic of constitutional law from a comparative point of view. It is divided into three parts: 1) The Nature and Function of Judicial Review; 2) Distribution of Powers in a Federal System; and 3) Protection of Individual Rights. Emphasis is placed on an examination of problems within the framework of the legal systems of the United States, the Federal Republic of Germany, and the Soviet Union. A research paper is required. Prerequisite: 6 units of Constitutional Law or by consent of the instructor. 2 units

## **CONSTITUTIONAL LAW SEMINAR**

This course will provide an opportunity for a limited group of students to study in depth some specific area of current American constitutional law problems. The course will emphasize the sociological, jurisprudential, and perhaps comparative aspects of the subject rather than its legal rules. A research paper will be required. 2 units

## **CREDITORS' REMEDIES**

The course examines the problems of creditors in their endeavors to enforce their rights. While some time is devoted to procedures and remedies in aid of unsecured creditors, the major emphasis is on the conflict between the secured creditor and the trustee in bankruptcy armed with his avoiding powers under the Bankruptcy Act. Since the rights of secured creditors are largely derived from Article 9 of the Uniform Commercial Code the course aim is to examine and develop the principles and precepts of those statutory areas to the end of manifesting to the student the necessity for careful planning of credit transactions in order to minimize the consequences of the debtor's possible subsequent insolvency. 3 units

## **CRIMINAL PROCEDURE II**

The course is concerned with trial procedure and post-trial relief. Study includes jury voir dire, opening statements, trial ethics, the accused as a witness, closing arguments, instructions, jury deliberations, verdicts, motions for new trial, sentencing, direct appeal, habeas corpus and coram nobis. 2 units

## **ESTATE PLANNING**

This course brings together in a practical preventative law approach the knowledge gained from many courses to assist prospective lawyers in advising their clients as to arrangements for the most effective disposition of their capital and the income therefrom. Federal Estate and Gift Taxation and Trusts are prerequisites while Federal Income Taxation, Wills and Community Property are of great assistance. The tax consequences of powers of appointment (the toll of estate planning which adds to much flexibility), the marital deduction and the charitable deduction are reviewed in detail. Differences between planning with separate property, separate property with a quasi-community source and community property are emphasized. 2 units

## **FAMILY LAW**

This course includes a study in the problems of the build-up of the family unit — marriage, support during marriage, husband and wife, parent and child, adoption, and custody — and of the break-up of the family unit — annulment, divorce, support after marital break-up and reconciliation procedures. 2 units

## **FUTURE INTERESTS**

This is an advanced property course in which the creation, enjoyment, termination and special characteristics of non-possessory interests in realty and personality are developed in depth. The inter-relationship of private objectives and public requirements and restrictions in the process of the property owner's attempts to transfer or distribute his wealth are intensively and critically examined. 2 units

## **GOVERNMENT CONTRACTS**

This course examines the contractual aspects of doing business with the United States Government, and focuses upon procurement in the aerospace industry. A survey of the statutory authorization for government purchases and of the pertinent procurement regulations leads to a study of the applicability of familiar contract principles in this complex and volatile field. 2 units

## **INTERNATIONAL TRANSACTIONS**

The course considers legal problems which arise in transactions or relations among individuals, business enterprises, governments or governmental instrumentalities of two or more nations. In the context of both national laws and international law the course identifies a variety of the legal aspects of doing business abroad. 3 units

## **JUVENILE LAW AND PROCEDURE**

Theory of Juvenile Law and process including a survey of the Federal Youth Corrections and Juvenile Delinquency Acts and significant Federal Case Law. Practical emphasis is placed upon Juvenile Court jurisdiction, procedure, and California Case Law as governed by the California Welfare and Institutions Code. This course includes observation of the San Diego County Juvenile Courts and field trips to selected State and Local Juvenile Detention institutions. A research paper will be required. Prerequisites: Criminal Law and Constitutional Law. 2 units



## **LABOR LAW — COLLECTIVE AGREEMENT**

This seminar type of course deals with the administration of the collective bargaining agreement once it has been made and includes the question of the duty of fair representation. The grievance and arbitration procedure is analyzed as well as the relationships between the National Labor Relations Board, the state and federal courts, and the grievance and arbitration process. Problems will be assigned to be the subject of seminar reports which will be in lieu of a final examination. Introduction to Labor Law is a prerequisite to this course. 2 units

## **LABOR LAW — INTRODUCTION**

This course endeavors to present a brief historical survey of the development of labor law and at the same time to pose the current critical issues in labor-management relations; consider the organization and setting up of collective bargaining and inquiries into the permissible and prohibited conduct of both employers and unions; reviews the fundamental issues involved in federalism or "pre-emption". Finally, the course deals with the collective bargaining process after it has been established, considering the mutual obligation to bargain in good faith as well as the appropriate subjects of bargaining.

All the above are considered in the statutory context of the National Labor Relations Act and the Labor Management Relations Act as presently amended. 3 units

## **LAND USE SEMINAR**

Participants in this seminar prepare and present to the class research projects concerned with various aspects of public and private control of land use, including such controls as nuisance law, building codes, zoning, subdivision regulations, urban renewal, and equitable servitudes. Attention is also directed to land use problems of minorities and the poor through research into such areas as open housing, the effect of building codes in slum areas and landlord-tenant law in the slums. 2 units

## **LEGAL ACCOUNTING**

This course is designed for students with little or no accounting training. It introduces them to the fundamental principles of the subject as an aid to understanding of accounting problems which arise in such subjects as taxation, corporations, and damages. No credit will be allowed to students who have received undergraduate credit for six or more semester hours of accounting. 2 units

## **MEDICAL JURISPRUDENCE AND FORENSIC PSYCHIATRY**

This is a course with the lecture and reading divided between three major areas: (1) A survey of human psychology and personality development as it relates to interpersonal dealing with clients, witnesses, and the triers of fact. This phase of the course will also deal with perception, recall, and reporting. (2) Medical evidence and the problems of proof. (3) Criminal psychology and forensic psychiatry. 2 units

## **MEDICAL PROOF**

This course presents a comprehensive survey of medical facts for trial lawyers. Subjects include anatomy and physiology; pharmacology; neurology and neuro-surgery; and orthopedics. Special topics include: 1) Whiplash injuries; cardiac trauma; injury to the nervous system with special reference to cerebral concussion; compression and contusion and spinal cord injuries. 2) Relationships between injury and mental diseases and injury and emotional illness. 3) Intervertebral disc injuries. 4) Selected problems in products liability, including reactions to new drugs. 5) Professional negligence, including medical malpractice. 2 units

## **MUNICIPAL AFFAIRS SEMINAR**

This seminar considers the role which law can and does play in the solution of the problems of urbanization as more and more persons attempt to live together in an increasingly complex society. In addition to surveying generally the law of local government, participants are expected to prepare and present to the class in-depth studies of municipal problems in such areas as urban renewal, rent subsidies, city planning, zoning, pollution control, mass transportation, riot control, inter-governmental conflict, and so on. 3 units

## **PATENT, TRADEMARK AND COPYRIGHT LAW**

The course will explore the fundamentals of patent, trademark and copyright law by examining such aspects of the subject matter as: (1) the purposes of patent, trademark and copyright law; (2) the prerequisites to federal protection of patents, trademarks and copyrights; (3) application and registration procedures; (4) appeals from administrative rulings; (5) the status and protection of ideas; (6) specific rights of owners of patents, trademarks and copyrights; (7) infringements, plagiarism and unfair competition; (8) international implications of patents, trademarks and copyrights. 3 units

## **POVERTY LAW I**

The course will examine the theory and application of the law in regard to persons of low income and will concentrate in the areas of the welfare program, housing, education and consumer law. There will be an opportunity for clinical work in the Legal Aid Society. 2 units

## **POVERTY LAW II**

This course will consist entirely of clinical work on cases and projects under the direction of attorneys in the Legal Aid Society. Enrollment in the second semester course will be limited to students who have satisfactorily completed Poverty Law I and whose enrollment is approved by the faculty advisor. 2 units

## **PUBLIC INTERNATIONAL LAW**

The course examines the origin, the content and the operation of the law applicable to the relationships of States with other States and with international organizations. Particular coverage is given the procedures for the settlement of disputes, recognition, international agreements, territory and rivers, jurisdiction, sovereign immunity, nationality, state responsibility, use of force, self-defense, and war. 3 units

## **SECURED LAND TRANSACTIONS**

This course is designed to explain the essential legal concepts necessary to the financing of land transfers through mortgages, trust deeds, land sale contracts or otherwise. A comparative treatment of alternative methods provides the student with a collection of legal tools to solve specialized client needs. 2 units

## **SECURITIES REGULATION**

Primarily the course will be concerned with the impact upon the issues of securities (particularly during the initial distribution period) which has resulted from the Federal Securities Legislation of 1933, 1934, 1939, the California Corporate Securities Act and selected representative legislation of other states. Administrative rules, practices and policies will be of paramount importance. Limited consideration will be given to government and private regulation of trading in securities. Some exposure to regulation of investment advisors and investment companies will be included. A formal study of basic corporation law is prerequisite to this course. 3 units

## **SPECIAL LEGAL PROBLEMS OF ENVIRONMENT**

This course is a survey of Federal and California law pertaining to the protection and enhancement of the quality of the environment. Existing administrative bodies are identified with an explanation of the standards and criteria currently utilized. The course is designed to familiarize the student with the problem and the legal tools available to combat it in an attempt to motivate the student to increase his expertise by individual effort. 2 units

## **TAXATION — FEDERAL ESTATE AND GIFT**

This course considers statutory, judicial, and administrative material dealing with the federal estate and gift taxes and the impact of these taxes upon various types of inter vivos and testamentary dispositions of property. Trusts and Wills are prerequisites to Federal Estate and Gift Tax. 2 units

## **TAXATION II**

This course is concerned principally with the federal income tax problems which are peculiar to corporations and shareholders. The course examines the federal income tax effects of the major events which may take place in the life span of the corporation and explores in greater detail some of the topics surveyed in Taxation I. Taxation I is a prerequisite. 3 units

## **TRADE REGULATIONS I**

This course concerns itself with governmental legislation designed to preserve a competitive economy by placing restraints on business enterprise activity which causes unreasonable restraints thereon. All anti-trust and related legislation designed to implement the above mentioned objectives are examined in detail and critically reviewed with a view to determining their effectiveness. 3 units

## **TRADE REGULATIONS II**

This course surveys the numerous private and governmental inter-related restrictions and privileges to which businessmen have become subject as necessary to a fair plane of competition. It includes special privileges granted to patentees, copyright owners and the protection afforded products of artistic and inventive talent. Students will be expected to develop in depth a special area of interest from the general content. 3 units

## **TRUSTS**

The course in Trusts deals with the purpose, creation, and administration of the trust in modern business and property relationships. During this course the creation of expressed trusts, subject matter of trusts, beneficiaries, charitable trusts, and spendthrift trusts are considered. The powers and the duties of the trustee and administrative problems, particularly as to investments, are given special attention. 3 units

## **UNIFORM COMMERCIAL CODE**

The course encompasses a study of the effect of the Uniform Commercial Code on commercial law. Particular attention is devoted to sales of personal property and to commercial paper. Examined problems in sales include the sales contract warranties, rights and remedies of buyers and sellers, the nature and function of bills of lading and warehouse receipts, and the problems of secured credit sales transactions. In the area of commercial paper, attention is given to the concept of negotiability, and the liabilities and rights of parties to and holders of commercial paper. These problems are examined in a context of commercial transactions and of bank collection procedures. The course is divided into two parts of three hours each semester covering Sales in one and Negotiable Instruments in the other. 6 units

## **WILLS**

The course in Wills includes the treatment of intestate succession; the making of wills, including a consideration of mental capacity, fraud and undue influence; integration, incorporation by reference and independent significance; revocation; failure of devises and legacies; and probate administration. 2 units



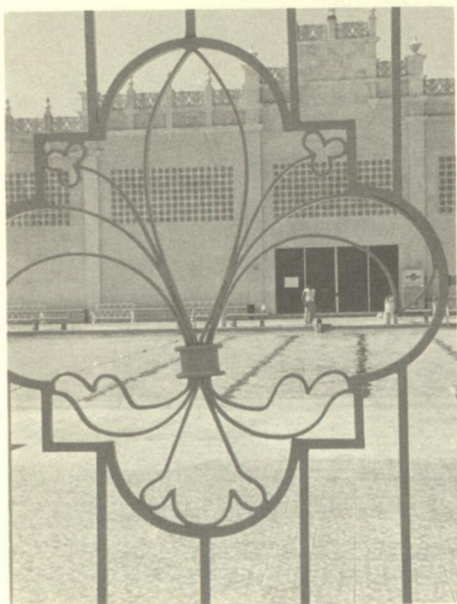
## UNDERGRADUATE COLLEGES AND UNIVERSITIES

Students at the University of San Diego School of Law are graduates of colleges and universities located in all sections of the United States. The students enrolled at the law school in 1970-71 pursued their undergraduate studies at 147 different institutions distributed as follows:

American University .....	3	Hofstra University .....	1
Amherst College .....	1	Holy Cross College.....	3
Arizona State University.....	5	Humboldt State College.....	1
Ball State University .....	1	Illinois State University.....	1
Bates College .....	1	Indiana University .....	3
Biola College .....	2	Inter-American University .....	2
Boston College .....	4	Ithaca College .....	1
Boston University .....	2	John Carroll University.....	1
Bowling Green State University.....	1	Kansas State College.....	1
Brigham Young University.....	5	Kansas State University.....	1
Bucknell University .....	1	Kent State University.....	1
Butler University .....	1	Lafayette College .....	1
California Institute of Technology.....	1	La Salle College.....	1
California Lutheran .....	3	Loma Linda University.....	1
California State Polytechnic College....	8	Long Beach State College.....	2
California State College at Fullerton....	15	Louisiana State University.....	2
California State College at Hayward....	1	Loyola University at Chicago.....	1
California State College		Loyola University of Los Angeles.....	4
at Long Beach .....	16	Loyola University of Louisiana.....	1
California State College		Marquette University .....	1
at Los Angeles .....	9	Marymount College .....	1
California State College		Massachusetts Institute of Technology	3
at San Bernardino.....	1	Massachusetts Maritime Academy.....	1
Calvin College .....	1	Menlo College .....	3
Carson-Newman College .....	1	Merrimack College .....	1
Catawba College .....	1	Miami University .....	1
Central Missouri State College.....	1	Michigan State University.....	3
Central Washington State College.....	1	Mundelein College .....	1
City College of New York.....	1	New York University.....	4
Claremont Men's College.....	10	Niagara University .....	1
Clemson University .....	1	Northeastern University .....	4
Colorado State University.....	1	Northern Arizona University.....	2
Columbia College .....	1	Northern Illinois University.....	1
Columbia University .....	1	Northwestern University .....	4
Concordia College .....	1	Norwich University .....	1
Creighton University .....	1	Oblate College .....	1
Dalhousie University .....	1	Occidental College .....	1
Dartmouth College .....	1	Ohio State University.....	2
Denison University .....	1	Oregon State University .....	1
Drexel Institute .....	3	Pennsylvania Military College.....	1
Duke University .....	2	Pennsylvania State University.....	2
Edinboro State College.....	1	Pepperdine College .....	2
Eastern Michigan University.....	1	Phillips University .....	2
Emory University .....	1	Pitzer College .....	1
Fairfield University .....	1	Princeton University .....	2
Fairleigh Dickinson University.....	2	Principia College .....	1
Florida State University.....	1	Providence College .....	1
Fresno State College.....	3	Purdue University .....	3
Furman University .....	1	Radcliff College .....	1
Georgetown University .....	2	Regis College .....	1
George Washington University.....	1	Rensselaer Polytechnic Institute.....	1
Graceland College .....	1	Rice University .....	1

Rutgers .....	6	University of Illinois.....	8
St. Alberts College.....	1	University of Iowa.....	1
St. Bonaventure University.....	1	University of Kansas.....	1
St. Francis College.....	1	University of Maryland.....	1
St. Joseph's College.....	1	University of Massachusetts.....	1
St. Mary's College.....	4	University of Michigan.....	3
St. Olaf .....	1	University of Minnesota.....	10
San Diego State College.....	121	University of Nebraska.....	2
San Fernando Valley State College.....	25	University of Nevada.....	12
San Francisco State College.....	8	University of New Mexico.....	1
San Jose State College.....	5	University of Notre Dame.....	5
Santa Clara University.....	1	University of Oklahoma.....	3
Seattle University .....	4	University of Oregon.....	4
Siena College .....	1	University of the Pacific.....	1
Simpson College .....	1	University of Pennsylvania.....	1
Sonoma State College.....	1	University of Redlands.....	4
Southern Methodist University.....	1	University of San Diego.....	27
Southern Illinois University.....	1	University of San Francisco.....	1
Stanford University .....	10	University of Santa Clara.....	3
State University of New York.....	2	University of the South.....	1
Susquehanna University .....	1	University of Southern California.....	26
Syracuse University .....	1	University of Southern Mississippi.....	1
Temple University .....	2	University of Texas.....	2
Tufts University .....	2	University of Toronto.....	1
Tulane University .....	1	University of Utah.....	3
Union University .....	1	University of Vermont.....	1
United States Air Force Academy.....	1	University of Washington.....	5
United States International University		University of West Florida.....	1
California Western Campus.....	10	University of Wisconsin.....	2
United States Naval Academy.....	11	University of Wyoming.....	1
University of Arizona.....	8	Utah State University.....	2
University of Arkansas.....	2	Villanova University .....	1
University of California, Berkeley.....	16	Wake Forest College .....	1
University of California, Irvine.....	1	Washington and Lee University.....	1
University of California, Los Angeles.....	49	Washington State University.....	1
University of California, Riverside.....	6	Wayne State College .....	2
University of California, San Diego.....	4	Wesleyan University .....	1
University of California,		West Coast University.....	1
Santa Barbara .....	15	Western Michigan University.....	2
University of Chicago.....	1	Western Washington State College .....	2
University of Connecticut.....	1	West Virginia State University.....	2
University of Dayton.....	3	Wheaton College .....	1
University of Delaware.....	2	Whittier College .....	4
University of Denver.....	1	Wichita State University.....	1
University of Evansville .....	1	Williams College .....	1
University of Florida.....	1	Wisconsin State University.....	1
University of Georgia.....	2	Woodbury College .....	2
University of Hawaii.....	2	Worcester Polytechnic Institute .....	1
University of Idaho.....	2	Yale University .....	1





TOP LEFT — UNIVERSITY OF SAN DIEGO OLYMPIC SIZE SWIMMING POOL  
 TOP RIGHT — CLASSROOM SCENE  
 BOTTOM LEFT — IMMACULATA CHAPEL CAMPUS LANDMARK  
 BOTTOM RIGHT — STUDENTS RETURNING TO CLASSES

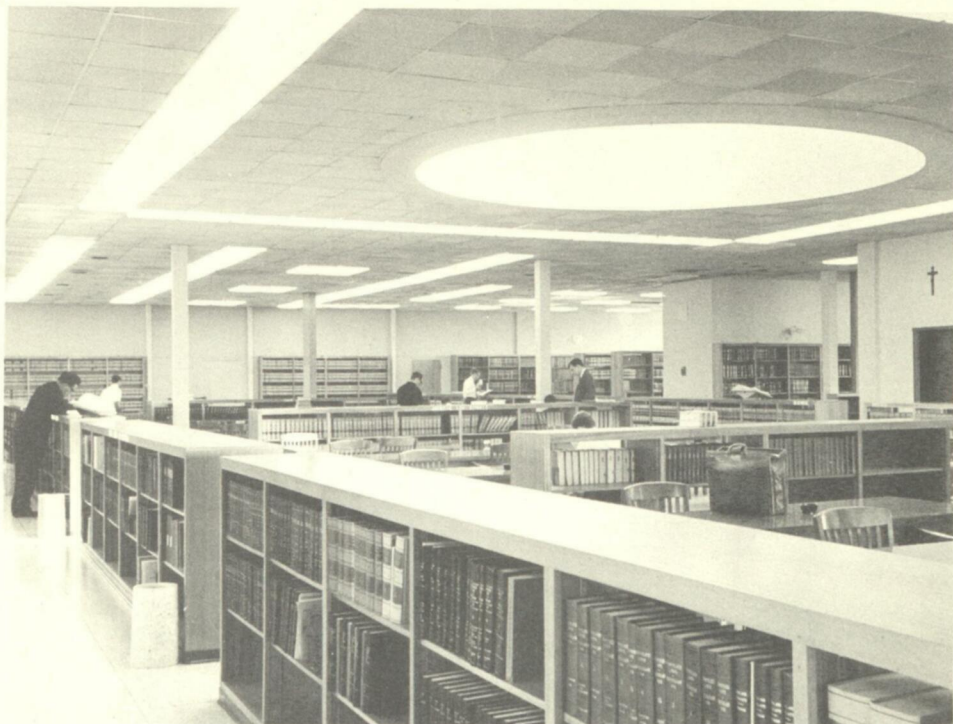


PATIO AREA — WOMEN'S COLLEGE COMPLEX

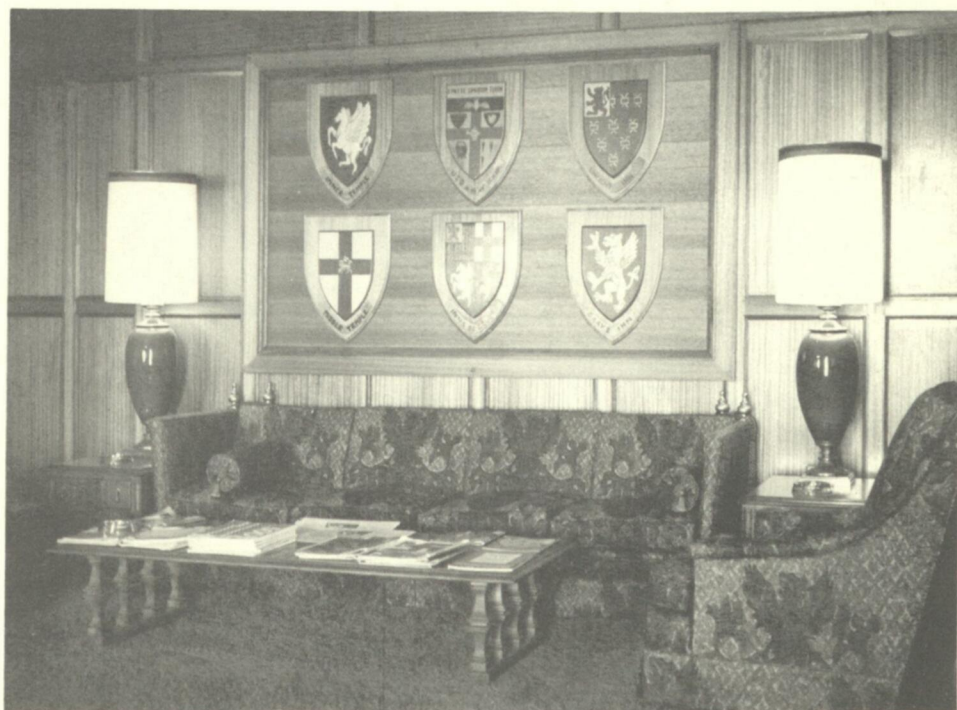


AFTER CLASS DISCUSSION WITH PROFESSOR

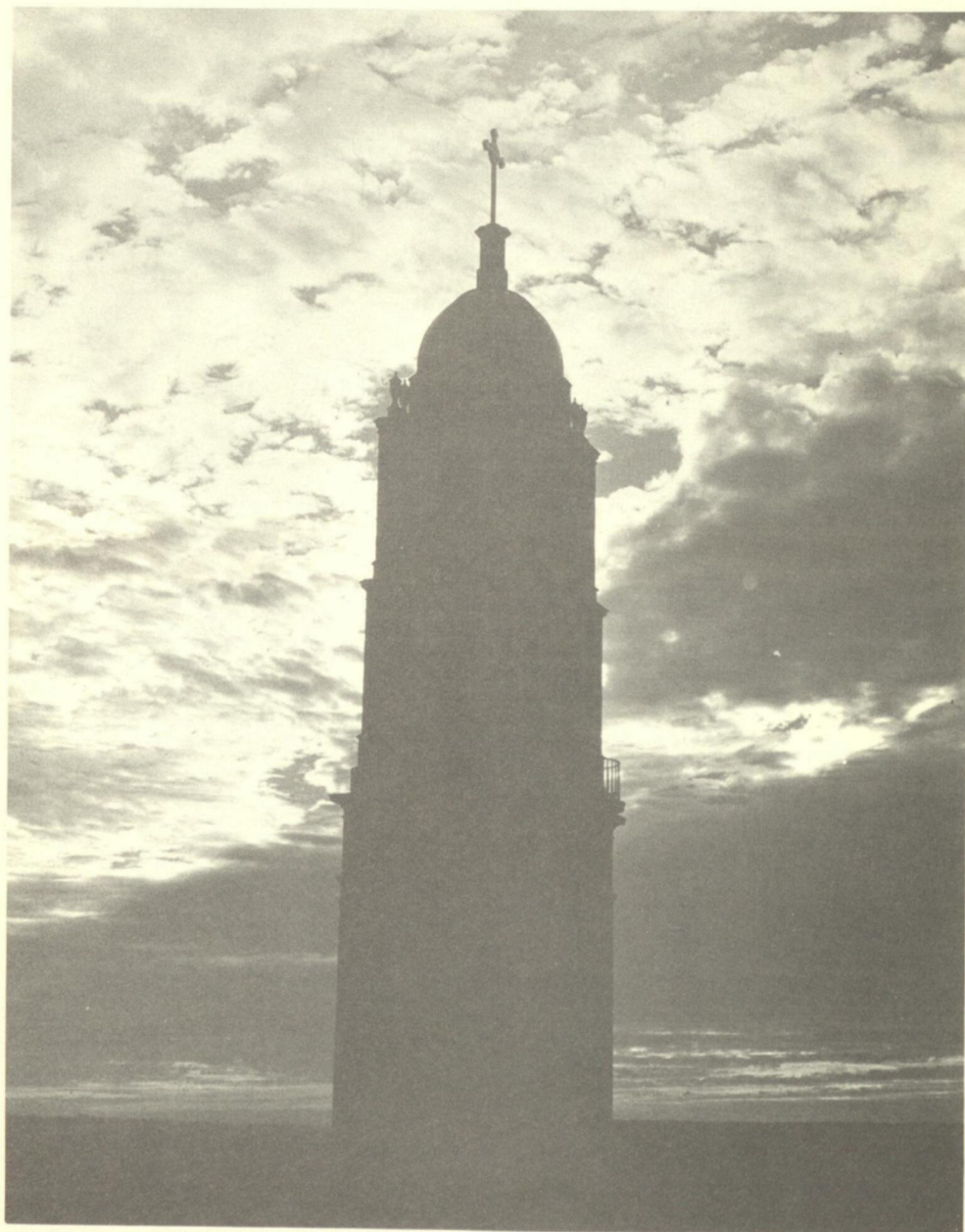




GENERAL VIEW OF LAW SCHOOL LIBRARY



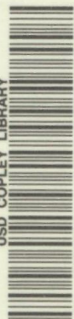
FACULTY LOUNGE



SUNSET OVER THE CAMPUS



USD COPLEY LIBRARY



3 5073 40167 2528